



X7

PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date May 1, 2003


Jason Añover

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
MAY 07 2003
Technology Center 2100

Applicants : Derrick Jason Birum et al.
Application No. : 09/494,765
Filed : January 31, 2000
For : SOFTWARE ANALYSIS SYSTEM HAVING AN APPARATUS
FOR SELECTIVELY COLLECTING ANALYSIS DATA FROM A
TARGET SYSTEM EXECUTING SOFTWARE INSTRUMENTED
WITH TAG STATEMENTS AND METHOD FOR USE THEREOF

Art Unit : 2762
Docket No. : 650059.420
Date : May 1, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents:

In accordance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98, applicants wish to make known to the Patent and Trademark Office the references set forth on the attached form PTO-1449 (copies of the cited references are enclosed). Reference AL was cited in a search report for a related application EP01101999, a copy of which is enclosed.

The Examiner is respectfully requested to disregard reference AL of prior Supplemental Information Disclosure Statement, filed August 15, 2001, due to an error typographical in nature.

As to any reference supplied, applicants do not admit that it is "prior art" under 35 U.S.C. §§ 102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 C.F.R. § 1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with applicants' duty to disclose all information they are aware of which is believed relevant to the examination of the above-identified application, applicants believe that their invention is patentable.

Please acknowledge receipt of this Second Supplemental Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

Respectfully submitted,

Derrick Jason Birum et al.

Seed Intellectual Property Law Group PLLC



Timothy L. Boller

Registration No. 47,435

Enclosures:

Postcard

Form PTO-1449

Cited References (12)

Copy of Search Report for EP01101999

701 Fifth Avenue, Suite 6300
Seattle, Washington 98104-7092
Phone: (206) 622-4900
Fax: (206) 682-6031

D:\NrPortbl\iManage\JASON\374219_1.DOC



Please type a plus sign (+) inside this box → ☐

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

| | |
|----------------------|---------------------|
| Application Number | 09/494,765 |
| Filing Date | January 31, 2000 |
| First Named Inventor | Derrick Jason Birum |
| Group Art Unit | 2762 |
| Examiner Name | |
| Attorney Docket No. | 650059.420 |


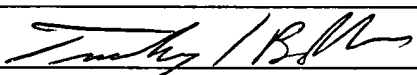
RECEIVED
MAY 07 2003
Technology Center 2100

ENCLOSURES (check all that apply)

| | | |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Second Supplemental Information Disclosure Statement; Form PTO-1449 <input checked="" type="checkbox"/> Cited References (12) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts/Incomplete Application | <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Declaration <input type="checkbox"/> Statement under 37 CFR 3.73(b) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund | <input type="checkbox"/> CD(s), Number of CD(s) <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): <u>Copy of European Search Report for EP01101999</u> |
|--|---|--|

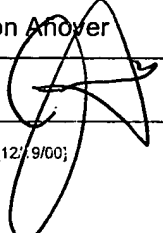
Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | |
|-----------------|---|---|
| Individual Name | Timothy L. Boller |  00500 PATENT TRADEMARK OFFICE |
| Signature |  | |
| Date | May 1, 2003 | |

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date specified below.

| | | |
|-----------------------|---|-------------------|
| Typed or printed name | Jason Anover | |
| Signature |  | Date: May 1, 2003 |